

CHIROPRACTIC EXAMINING BOARD
REGULAR MEETING
AUGUST 10, 2000

MEMBERS PRESENT: Dale Strama, DC; Char Glocke; James Greenwald, DC; Susan Feith; Bevier Hasbrouck Sleight, III, DC (excused at 11:07 a.m.)

MEMBER EXCUSED: James Rosemeyer

LEGAL COUNSEL: John Schweitzer

STAFF PRESENT: Kimberly Nania, Karen Rude-Evans

GUESTS: Valerie Monogue, WCA; Ron Hermes, WPTA

CALL TO ORDER

Chair Dale Strama called the meeting to order at 8:07 a.m.

APPROVAL OF AGENDA

MOTION: Bevier Sleight moved, seconded by Char Glocke, to approve the agenda with the published addendum. Motion carried unanimously.

APPROVAL OF MINUTES OF JULY 13, 2000

Amendment: -On page 2, under DISCUSSION OF ACCEPTING PART IV OF THE NATIONAL EXAM, the motions and voting need to be added.

MOTION: Bevier Sleight moved, seconded by James Greenwald, to approve the minutes of July 13, 2000 as amended. Motion carried unanimously.

SECRETARY CUMMINGS

Secretary Cummings was not available. Deputy Secretary Bill Conway briefly addressed the Board about departmental changes.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND
ADMINISTRATIVE RULES

These reports were informational.

PRESENTATION OF PROPOSED STIPULATION

RICHARD WEEK, DC

Attorney Jim Polewski presented a proposed stipulation in the matter regarding Richard Week, DC. This matter will be deliberated on in closed session.

SCOPE STATEMENT TO DEVELOP POLICIES AND INTERPRETATIONS OF THE BOARD INTO ADMINISTRATIVE RULES

MOTION: Bevier Sleight moved, seconded by Susan Feith, to delete all references to physical therapy and publish the scope statement as policy only in the next Regulatory Digest. Motion carried unanimously.

MOTION: Bevier Sleight moved, seconded by Susan Feith, to table the scope statement indefinitely. Char Glocke – no. Motion carried.

DISCUSSION OF MEETING WITH THE INSURANCE COMMISSIONER'S OFFICE

MOTION: James Greenwald moved, seconded by Bevier Sleight, to request information from the WCA for documentation of chiropractic claims not being paid in violation of insurance statutes. Motion carried unanimously.

PRECEPTOR APPROVALS

MOTION: Bevier Sleight moved, seconded by Char Glocke, to approve **Michael Berglund, Steven Bont, Curt Draeger, Steven Edling, Eliesha Evans, Ruth Jean, Michelle Jermier, Timothy O'Connor, David Poethke, Jill Rubert, Wendy Varish and Steve Puckette** as preceptors. Motion carried unanimously.

REVIEW OF CORRESPONDENCE RELATING TO CE REQUIREMENTS

The Board reviewed the correspondence. Dr. Greenwald presented information on the CE requirements and mandated CE subject hours from other states. The Board wants this information and complaint statistics in the next Regulatory Digest.

MOTION: Bevier Sleight moved, seconded by Char Glocke, to table any action at this time and to delay until Russ Leonard, WCA, is able to address the Board. The Board would like to extend an invitation to Mr. Leonard to speak at the next Board meeting. Motion carried unanimously.

The board discussed changing the CE rules from specific requirements to a general requirement such as the social workers have, with issues designated by the Board. The Board asked John Schweitzer to draft this language.

REQUEST FOR APPROVAL OF CE PROGRAM

The Board asked for clarification from Peter Slane as to whether this is CE or a request to accept this program as equivalent to a chiropractic degree.

DISCUSSION OF ACCEPTING PHILOSOPHY AS A CE COURSE

No action was taken as this item was postponed until the next meeting.

CORRESPONDENCE RELATING TO WIS ADM CODE CHIR 4.05(2)(f)(g) AND (h)

This item was informational. Legal counsel will respond to Lawrence Bechler.

DISCUSSION OF ETHICAL BILLING PRACTICES

The Board discussed this issue but did not come to any conclusions at this time. This issue should be on the next agenda for further discussion.

QUESTION RELATING TO MICRODERMABRASION

This procedure is not within the scope of chiropractic practice.

COLLEGE ETHICS CURRICULUM

This item was informational.

RECESS TO CLOSED SESSION

MOTION: Bevier Sleight moved, seconded by James Greenwald, to recess to closed session pursuant to Chapter 19.85(1)(a), (b), (f) and (g), Wis. Stats., for the purpose of deliberation of a proposed stipulation, deliberation of a proposed decision, reviewing applications, reviewing case status reports, preparation for the next examination and consulting with legal counsel. Roll call vote: Dale Strama – yes, Char Glocke – yes, Susan Feith – yes, James Greenwald – yes, Bevier Sleight – yes. Motion carried unanimously.

Open session recessed at 10:29 a.m.

RECONVENE IN OPEN SESSION

MOTION: Susan Feith moved, seconded by Char Glocke, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 12:30 p.m.

VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

PROPOSED STIPULATION

RICHARD WEEK, DC

MOTION: Char Glocke moved, seconded by Susan Feith, to adopt the Findings of Fact, Conclusions of Law and Order in the matter concerning Richard Week, DC. Case Advisor – James Greenwald. Motion carried unanimously.

PROPOSED DECISION

RICHARD GOLDE, DC

MOTION: James Greenwald moved, seconded by Char Glocke, to adopt the Findings of Fact in the matter concerning Richard Golde, DC. Motion carried unanimously.

MOTION: James Greenwald moved, seconded by Char Glocke, to adopt the Conclusions of Law numbered 1-2, 4-5, 7-9, 11-13, 15, 17 and 19-22, but disagrees with numbers 3, 6, 10, 14, 16 and 18 in the matter concerning Richard Golde, DC. The Board instructed legal counsel to prepare a final decision accordingly. Motion carried unanimously.

MOTION: James Greenwald moved, seconded by Char Glocke, to not adopt the Order in the matter concerning James Golde, DC., and instead to revoke Dr. Golde's license. Motion carried unanimously.

CASE STATUS REPORT

MOTION: Char Glocke moved, seconded by Susan Feith, to close complaint 99 CHI 027 against J.B. for prosecutorial discretion with a letter of education, and against R.R. for no violation. Case Advisor – James Greenwald. Motion carried unanimously.

REVIEW OF APPLICATIONS

PETER J GABRYSHAK, DC

MOTION: James Greenwald moved, seconded by Char Glocke, to approve the reciprocal application of Peter J. Gabryshak, DC. Motion carried unanimously.

FRANKLIN DUNN, DC

MOTION: James Greenwald moved, seconded by Char Glocke, to approve Franklin Dunn, DC, for the examination. Dr. Dunn can be licensed when he passes both the jurisprudence and practical exams. Motion carried unanimously.

EXAM ISSUES

There is a high rate of failure for the practical exam. The Board questioned whether the schools are providing sufficient education, is there a problem with the practical examination, or a combination of the two. This issue will need further discussion in the future.

PROCESS FOR DELEGATING EXERCISE AND REHABILITATION TO CHIROPRACTIC ASSISTANTS

Dale Strama abstained from deliberations and voting. James Greenwald took over as Chair.

MOTION: Susan Feith moved, seconded by Char Glocke, to have coursework that is to be given for chiropractic assistants submitted to the Board for review and subsequent approval/denial prior to the course being offered. Dale Strama abstained. Bevier Sleight was absent. Motion carried.

Dale Strama resumed as Chair.

CHIROPRACTIC SERVICES TO ANIMALS

Chiropractic may be done on animals only with a veterinary referral, and the chiropractor must work in conjunction with the veterinarian.

2001 MEETING DATES

The following dates were scheduled for Board meetings in 2001: January 18, February 8, March 8, April 12, May 10, June 14, July 19, August 9, September 13, October 11, November 8 and December 13.

ADJOURNMENT

MOTION: James Greenwald moved, seconded by Char Glocke, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:05 p.m.

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